

**KENTUCKY COMMISSION ON SERVICES AND SUPPORTS FOR INDIVIDUALS
WITH INTELLECTUAL AND OTHER DEVELOPMENTAL DISABILITIES**

**June 8, 2018
Public Health Suites A & B
275 East Main Street
Frankfort, KY 40621**

Members Present	Members Absent
Tim Feeley, Deputy Secretary	Becky Cabe
Wendy Morris, Commissioner	Representative Larry Brown
Lori Gresham for Steve Miller, Commissioner	Senator Tom Buford
Dr. Kathy Sheppard-Jones	Senator Julie Raque-Adams
Katie Bentley for Kellie McCain	Steve Shannon
Representative Joni Jenkins	Rita Wooton
Chris George	Virginia (Jini) Payne
D. Brandon Griffith	Lynn Braker
Missy McKiernan	
Julie Sweets	
Berlinda Bazzell	
Lesley Reising	
Andrew Venetianer	
Karen Herdina	
Stella Beard	

OPENING REMARKS

Deputy Secretary Feeley opened the meeting and welcomed Commission members and members of the audience.

Deputy Secretary Feeley thanked those Commission members who participated in the planning session for arriving earlier in the day and remaining for the quarterly meeting.

Deputy Secretary Feeley recognized Representative Joni Jenkins as a diligent attendee from the General Assembly and thanked her for her interest in the services and supports for people with intellectual and other developmental disabilities.

REVIEW OF MINUTES

Draft minutes from the March 9, 2018 meeting were reviewed and approved as submitted.

STATUS OF RECOMMENDATIONS

The Department for Aging and Independent Living responded to the PDS Committee Recommendation from March 9, 2018 regarding revision of the *Participant Directed Services (PDS) [Supports for Community Living Waiver – SCL] Participant Manual*. Per guidance from the Department for Medicaid Services, the recommendation will be addressed during the Waiver Redesign initiative.

COMMITTEE REPORTS

Community Integration Committee

Missy McKiernan and Andrew Venetianer updated the Commission on the efforts of the Community Integration Committee. The committee met once during the quarter and focused on the recommendations of the National Core Indicators Quality Improvement Committee to identify issues important to the committee for Commission planning purposes. No formal recommendations were submitted; however, the committee members identified the following priorities:

- Employment
 - Creation of jobs, additional collaboration with Vocational Rehabilitation and the need for alternative transportation options that allow flexibility to support individuals accessing community and specifically employment settings.
- Health & Wellness
 - Better education to increase participant awareness and choices in diet and exercise instead of using rights restrictions and increase collaboration with local YMCAs, Special Olympics and churches to offer health/wellness activities and inclusive programming.
 - Expansion of specialty clinics; and
 - Incorporate self-determination or supported decision-making in health programs.
- Relationships & Community Inclusion
 - Explore programs that build community relationships (e.g. Building Bridges to Community Relationships or Building Communities from the Inside Out) and conduct community mapping to become aware of community events
 - Transportation for people using services such as Uber, Lyft, or other non-emergency medical transportation to get out in and be a part of the community; and
 - Incorporate self-determination or supported decision-making so people can make choices.
- Psychotropic Medication Usage
 - More intense review of medication records as people come into a program;
 - Pursue “medical homes” that serve as case managers for medical issues to help coordinate and streamline services across lifespan;
 - Explore how the Human Rights Committees/Behavioral Intervention Committees (HRC/BIC) could assist in medication usage, especially if the medication is prescribed as a behavioral intervention; and
- Other Areas or Ideas
 - Create a new residential model for people with I/DD and medically complex needs; and;
 - Improve communication with local school districts so families do not automatically pursue guardianship out of fear; and

- Establish guidelines or by-laws that address the failure of Commission members to attend quarterly meetings and/or actively participate in committees.

Health/Wellness Committee

Dr. Kathy Sheppard-Jones updated the Commission on the work of the Health/Wellness Committee. Activities include:

- Development of a health/wellness one-page flyer to be distributed to Commission members to highlight health disparities and provide a list of health/wellness resources
- In process of developing a provider survey that includes questions on health/wellness culture of agencies;
- Review of the committee's recommendations related to psychotropic medications.
 - The following clarifications were made during discussions:
 - The population to be audited receive residential services in Supports for Community Living (SCL)
 - The Division of Developmental & Intellectual Disabilities (DDID) is working with the Health Risk Screening Tool (HRST) vendor to identify and address issues with entering medication data
 - Providers are currently issued citations for failure to maintain up to date HRST records. Results of any specific audit would be reviewed on a case-by-case basis.
- The Commission adopted the recommendations as presented with the above clarifications noted.
- The recommendations will be forwarded to the Department for Behavioral Health, Developmental & Intellectual Disabilities, Division of Developmental & Intellectual Disabilities for review and response at the September Commission meeting.

Participant Directed Services

Stella Beard and Brandon Griffith updated the Commission on the work of the PDS Committee. The committee met once during the quarter and discussed the current Commission goals and the possibility of the committees changing. No formal recommendations were presented for consideration. The following concerns were shared:

- DAIL shared links for YouTube training videos to PDS providers but the information was not made public to families/caregivers.
- Concern that the process of waiver redesign prevents immediate change that assists participants and their families with employing and retaining direct support professionals.
- Expressed disappointment that the recommendation to update the manual was deferred, even though waiver redesign will not take effect until 2019. The following example was shared: a 10-year Case Management veteran did not know how to start PDS services and the manual contains outdated information.

- Brandon Griffith stated that a checklist is not available for service providers related to a PDS audit. He obtained a copy from outside resources and not from DAIL.
- Deputy Secretary Feeley noted that Ms. Shannon Gadd was appointed as Commissioner of DAIL as of June 1 and he will share the concerns with her.

HDI UPDATES

Dr. Kathy Sheppard-Jones, Executive Director of the Human Development Institute (HDI) at the University of Kentucky. HDI is a University Center of Excellence for Developmental Disabilities (UCEDD) and is the only UCEDD in Kentucky. Dr. Sheppard-Jones provided updates on the organization's current efforts:

- Currently have over 50 training/research projects that cover lifespan issues
- Kentucky Works Project is a systems change grant with the goal to improve employment/post-secondary options for youth with disabilities. The project has multiple partners, including the Division of Developmental & Intellectual Disabilities, Office of Vocational Rehabilitation, Protection and Advocacy, Commonwealth Council on Developmental Disabilities, Autism Training Center, and Kentucky Department of Education. Information may be found at: www.kentuckyworks.org
- ThinkCollege is a grant to bolster postsecondary outcomes. The project recently held virtual community conversations for the higher education community where 100 people attended. This generated powerful/important ideas to see what can move forward, resources, and sustainability
- Working with Kentucky Community and Technical College System (KCTCS) on initiatives that support students with disabilities achieve educational goals
- There will be a Community Conversation on July 17 focused on education at Bluegrass Community & Technical College – Lawrenceburg Campus.
- Work Matters Task Force – Kentucky became an Employment First state when Governor Bevin signed an Executive Order on May 15, 2018. An Employment First Council will provide oversight of HDI, the lead agency, as initiatives are implemented.
- HDI/OVR will be providing a UK Summer Leadership Experience – July 8-11 for high school juniors/seniors with disabilities, provides campus life experience at UK
- Christine Hausman has been chosen to be a CDC Act Early Ambassador. Christine works with Child Care Aware.
- On June 28, Jason Jones will be hosting a seminar called: ADA Talks – ADA Service Animals. These free events are currently scheduled for every 4th Thursday at Center for Technology Services, also available by videoconference or phone.
- On July 23 there will be an Un-Conference called UnPuzzled. The event is intended for people with disabilities and/or the direct support staff. Professionals or others who wish to attend will have a registration fee of \$55. CCDD will be assisting self-advocates with travel expenses.

DMS UPDATE

Lori Gresham from the Department for Medicaid Services (DMS) provided updates related to the 1915c Waiver Redesign. DMS is currently in the middle of public comment period. The information contained in the handout and on screen is similar to that provided in Town Hall

meetings where 523 people attended across all locations (265 were providers; 241 were self-advocates/family members; 17 were staff). Highlights from the presentation include:

- Medicaid hired Navigant – to focus on 3 areas (slide 4)
 - Operational Redesign
 - Waiver Redesign
 - Stakeholder engagement
- 10 Goals – written by priority
 - Serve as guiding principles
 - Welcome feedback on goals/priority
 - Reviewed 4 goals
- Navigant Recommendations are Preliminary – after public comments are reviewed/analyzed the recommendations will be reviewed
- Reviewed recommendations (slides 9-14)
- Navigant is not recommending policy decisions; the policy decisions are held within the Cabinet
- Navigant is not recommending family members cannot provide paid supports – that decision remains with CHFS

DMS will continue to accept public comments until June 15 specifically on the recommendations. The Cabinet will identify the recommendations that will be implemented.

Public comments will be completed at each step in process.

Question(s) from Commission members were:

- For Michelle P Waiver transition to units, how do they quantify units?
 - Response: Units are based on highest paid employee for the service.
- Where do people send concerns related to QIO?
 - Response: Earl Gresham at the Division of Community Alternatives

Concerns from Commission members:

- Michelle P. Participant Directed Services participants will be forced to go to support broker for services; request that a mechanism be included on freedom of choice of Case Managers.

COMMISSION CONCERN(S)

Commission Member Attendance

Various members expressed their concern of the lack of attendance by members of the Commission. There is a great concern that legislators appointed to the Commission do not attend Commission meetings nor do they participate in committee meetings. Additionally, there are Governor appointed commission members who have attended only one or two Commission meetings since their appointment and they are not actively engaged in committees. There was agreement there should be guidelines regarding attendance by members of the Commission and/or their designees.

Deputy Secretary Feeley, Chairperson acknowledged the concerns. The Cabinet will take the concerns under advisement and determine the most appropriate way to proceed. In the interim, the concern related to attendance of Commission members will be highlighted in the notes in advance of the next scheduled meeting in September.

CABINET UPDATES

Adam Meier has been appointed as Secretary of the Cabinet for Health and Family Services.

Kristi Putnam has been appointed as a Deputy Secretary within the Cabinet. There are now two (2) Deputy Secretaries in Cabinet. Judge Feeley will continue to serve in the role as HB 144 Commission Chairperson as designated by Secretary Meier.

PUBLIC COMMENTS

Johnny Calebs, Kentucky Association of Private Providers (KAPP)

- Represent 108 providers
- Seems to be a systems issue with Carewise Health about person-centered service plans being held or returned with different/odd explanations.
- There have been references to a fee schedule for services such as eyeglasses and dental that no one has provided to the waiver services providers.
- SCL emergency slots – there seems to be a different criteria for eligibility than in previous years. It is a much tougher approach and keeps people from receiving a slot because documentation is not readily available but there is evidence of IDD. If this is a new approach, KAPP is requesting the process changes be communicated to case managers and case management agencies.
- Commission Member Brandon Griffith, in conjunction with Mr. Calebs, stated his concerns that people are being routed to personal care and/or nursing homes. He is concerned people are being denied waivers/crisis funding

Lillian Bassett, Family Member

- Sister at Oakwood.
- Concerned about recent legislation.
- Parents are not being notified of 202B Hearings.
- Requested copies of surveys used to collect National Core Indicator Data presented at the March meeting.
 - Ms. Bassett was directed to speak with Dr. Kathy Sheppard-Jones about her request for NCI survey copies after the Commission meeting. The NCI materials are the property of the Human Services Research Institute. Therefore, the HB 144 Commission does not have the authority to facilitate release of copyrighted material. Information may be obtained at: <https://www.nationalcoreindicators.org/>
- Requested the website for Navigant Report
 - Response: all information may be viewed at: <https://chfs.ky.gov/agencies/dms/dca>

NEXT MEETING

HB 144 Commission Members reminded of next quarterly meeting on September 14 from 1:00-3:00 p.m. Eastern Time at the Department for Public Health, 1st Floor Conference Suites A & B, 275 East Main Street, Frankfort.

Meeting Adjourned.